United States District Court

Northern District of Oklahoma

STATE OF OKLHOAMA, ex rel., et al. **PLAINTIFF**

THIRD PARTY SUMMONS IN A CIVIL ACTION

TYSON FOODS, INC. et al.

DEFENDANTS AND THIRD-PARTY PLAINTIFFS

CASE NUMBER: 05-CV-0329-TCK-SAJ

City of Tahlequah, et al.

THIRD PARTY DEFENDANTS

Haskell L. Brown individually To: 18752 S 585 Rd, Stilwell OK 74960

YOU ARE HEREBY SUMMONED and required to file with the clerk of this court and serve upon

PLAINTIFF ATTORNEY

Douglas Allen Wilson Melvin David Riggs Richard T. Garren Sharon K. Weaver Riggs Abney Neal Turpen Orbison & Lewis 502 West 6th Street Tulsa, OK 74119-1010

DEFENDANT AND THIRD PARTY PLAINTIFFS ATTORNEYS:

A. Scott McDaniel Joyce, Paul & McDaniel PLLC 1717 South Boulder, Suite 200 Tulsa, OK 74119 For Peterson Farms

Robert W. George Kutack Rock LLP The Three Sisters Building 214 West Dickson Street Fayetteville, AR 72701-5221 For Tyson Foods, Inc.

R. Thomas Lay Kerr, Irvine, Rhodes & Ables 201 Robert S. Kerr Ave., Suite 600 Oklahoma City, OK 73102 For Willow Brook Foods, Inc.

Robert P. Redemann Lawrence W. Zeringue David C .Senger

Perrine, McGivern, Redemann, Reid,

Berry & Taylor, PLLC P. O. Box 1710 Tulsa, OK 74101-1710 For Cal-Maine Foods, Inc.

George W. Owens Randall E. Rose The Owens Law Firm, P.C. 234 West 13th Street Tulsa, OK 74119 For George's Inc.

John R. Elrod Vicki Bronson Conner & Winters, P.C. 100 West Center Street, Suite 200 Fayetteville, AR 72701

For Simmons Foods, Inc.

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an answer to the Third-Party Complaint which is herewith served upon you within 20 days after the service of this summons upon you exclusive of the date of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Third-Party Complaint. There is also served upon you herewith a copy of the Complaint of the Plaintiff. You have the option of answering or not answering the Plaintiff's Complaint unless (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, and (2) the Third-Party Plaintiff is demanding judgment against you in favor of the original Plaintiff under the circumstances described in Rule 14(c) Federal Rules Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of Plaintiff as well as to the claim of the Third-Party Plaintiff.

Phil Lombardi		WAK I 9 5000
Clerk	Date	
S-Ma Dand		
(By) DEPUTY CLERK		

RETURN OF SERVICE			
s made by me ⁽¹⁾ DATE	3-21-06		
4664 TITLE	process	Seever	
ropriate method of service	e_/		
ird-party defendant. Place v	where served:		
l-party defendant's dwelling n.	g house or usual place of abode w	vith a person of suitable age and	
e summons and complaint	were left:		
STATEMENT O	F SERVICE FEES		
SERVICES		TOTAL	
DECLARATIO	ON OF SERVER	<u> </u>	
se and Statement of Service G Signature of Serv	Fees is true and correct. Highey	nat the foregoing information	
	STATEMENT O SERVICES DECLARATIO of perjury under the laws of early defendent of Services Signature of Services Signature of Services	STATEMENT OF SERVICE FEES SERVICES DECLARATION OF SERVER of perjury under the laws of the United States of America the and Statement of Service Fees is true and correct.	

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.